

REMARKS

The Office Action dated July 1, 2004 has been received and carefully noted. The following remarks are submitted as a full and complete response thereto.

The Official Action dated July 1, 2004 was a Restriction Requirement, requiring that the applicant's elect to prosecute one of three inventions which were allegedly recited in the claims.

The three inventions are:

Invention I, recited in claims 33-42, drawn to a voice mail server;

Invention II, recited in claims 43-49, drawn to a mobile station; and

Invention III, recited in claims 50-72, drawn to an overall voice mail system.

Applicants elect, with traverse to prosecute the subject matter of Invention I, recited in claims 33-42. However, as will be discussed below, applicants respectfully submit that all of claims 33-72 are directed to a single invention, and therefore entitled to examination at this time.

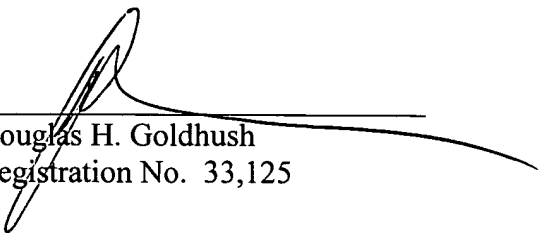
Claim 33, upon which claims 34-42 are dependent, is directed to a voicemail server for a cellular network. The voicemail server comprises receiving means, adapting means, and transmission means, with the adapting means including packetising means for packetising the voicemail message into data packets suitable for packet-switched transmission. Claim 43 upon, which claims 44-49 are dependent, recites a mobile station comprising a receiving means, readapting means, and reproduction means, which are configured to receive an adapted voice message packet which has been packetised into data packets. Claims 50-72 are directed to a method for dispatching a voicemail message in a cellular network, comprising steps associated with processing packets according to the devices of claims 33 and 43. Applicants respectfully submit, therefore, that the invention is directed to a single invention, that being a voicemail system. Therefore, examination on the merits of claims 33-72 is respectfully requested.

Referring to MPEP § 808.02, restriction under 35 U.S.C. § 121 is not proper in situations where several claimed inventions are related. As discussed above, the specification clearly discloses a voicemail system having a voicemail server and a mobile station; the method claims are directed to the method of communication between these two devices. It is respectfully requested, therefore that, this restriction requirement be withdrawn. The three "inventions" noted in the Office Action are clearly related.

If for any reason the Examiner determines that the application is not now in condition for allowance, it is respectfully requested that the Examiner contact, by telephone, the applicants' undersigned attorney at the indicated telephone number to arrange for an interview to expedite the disposition of this application.

In the event this paper is not being timely filed, the applicants respectfully petition for an appropriate extension of time. Any fees for such an extension together with any additional fees may be charged to Counsel's Deposit Account 50-2222.

Respectfully submitted,



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